

REGULAR SESSION JANUARY 29, 2020

This day the Board of Morrow County Commissioners met in their office at 80 North Walnut St., Ste. A, Mt. Gilead, Ohio with the following members present: Mr. Davis and Mr. Castle.

Absent: Mr. Whiston

Public in attendance: Joe Carroll (Airport), Andy Ware (Development), Jeanette Fitzpatrick (Mae Fence), Alberta Stojkovic (Sentinel), Jim Shaw (Ohio Atty General), Sundie Brown (JFS) and Dave Homer (Prosecutor).

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Castle, who then proceeded with the business at hand. The following matters came before the Board for their consideration and approval.

IN THE MATTER OF
APPROVAL OF THE MINUTES
OF REGULAR SESSION OF JANUARY 27, 2020: 20-R-081

Mr. Castle made a motion to approve the minutes of regular session of January 27, 2020, as recorded in the Commissioners Journal # 48.

Mr. Davis duly seconded this motion

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle..., “yea”

IN THE MATTER OF
APPROVAL OF BILLS FOR PAYMENT: 20-R-082

Mr. Davis made a motion to approve payment of bills numbered 1 through 113 submitted by the Morrow County Auditor’s office.

Mr. Castle duly seconded this motion

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle..., “yea”

IN THE MATTER OF
PAY-INS: 20-R-083

The following pay-ins were made to Patricia K. Davies, Morrow County Auditor:

- Pay-in #200265 Payment received from Gilead Township for EMA services 2012-1050-450525 \$1,430.65
- Pay-in #200267 Payment received from Ketterman customers for sewer fund 5121 \$446.72
- Pay-in #200268 Payment received from Johnsville customers for sewer fund 5100 \$292.70
- Pay-in #200269 Payment received from Johnsville customers for sewer fund 5100 \$1,291.00
- Pay-in #200270 Payment received from Chesterville customers for sewer fund 5159 \$180.00
- Pay-in #200271 Payment received from Chesterville customers for sewer fund 5159 \$300.00
- Pay-in #200272 Payment received from SoMoCo customers for sewer fund 5110 \$39.60
- Pay-in #200273 Payment received from SoMoCo customers for sewer fund 5110 \$79.20
- Pay-in #200282 Payment received from Mae Fence for annexation fee 1000-1090-480891 \$150.00
- Pay-in #200283 Payment received from Chesterville customers for sewer fund 5159 \$60.00

IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – MCAT FUND
2061: 20-A-011

At the request of Audrey McKirgan, Morrow County Area Transit, a motion was made by Mr. Castle to appropriate from the unappropriated certified monies to the following account:

2061-0163-530356	Phones/Phone Systems	\$4,000.00
2061-0163-530319	IT Professional Services	\$21,000.00

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”
IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,
SOIL/WATER: 20-A-012

Mr. Castle made a motion to appropriate from the unappropriated certified monies to the following account:

1000-0022-530397	Soil/Water	\$6,350.00
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Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – RECYCLING FUND
2006: 20-A-013

At the request of Lindsey Grimm, Recycling & Litter Prevention, a motion was made by Mr. Davis to appropriate from the unappropriated certified monies to the following account:

**Reason – to cover BWC for the remaining of the year

2006-2006-510230	Workers Compensation	\$485.00
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Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – HSTS FUND 2053:
20-A-014

At the request of Morrow County Development Office, a motion was made by Mr. Davis to appropriate from the unappropriated certified monies to the following accounts:

2053-0017-530302	Program Administration	\$61.47
2053-0017-530309	Water & Sewer Contracts	\$2,049.00

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF
SUPPLEMENTAL APPROPRIATION – FUND 2906 K-9: 20-A-015

WHEREAS, an amended official certificate of estimated resources was approved by the Morrow County Budget Commission, in the amount of \$5,995.11.

THEREFORE, a motion was made by Mr. Castle to approve the amended official certificate of estimated resources and appropriate from the amended certificate to the following account:

2906-9019-530319	Purchased Services	\$1,000.00
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Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF
SUPPLEMENTAL APPROPRIATION – FUND 2907 SOCIAL SECURITY: 20-A-016

WHEREAS, an amended official certificate of estimated resources was approved by the Morrow County Budget Commission, in the amount of \$16,110.85.

THEREFORE, a motion was made by Mr. Davis to approve the amended official certificate of estimated resources and appropriate from the amended certificate to the following account:

2907-9019-530310	Professional Services	\$1,000.00
2907-9019-550740	Equipment/Computer/Furniture	\$14,000.00
2907-9019-530319	IT Professional Services	\$1,110.85

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

**IN THE MATTER OF
APPROVING EXPEDITED TYPE 1 ANNEXATION OF 2.844 ACRES TO THE
INCORPORATED VILLAGE OF FULTON PROPERTY OWNER TA SURPRISE
PROPERTIES, LLC, TIMOTHY SURPRISE: 20-R-084**

WHEREAS, pursuant to ORC 709.022 a petition for Expedited Type 1 annexation of 2.844 acres to the Village of Fulton was received by the Board of Morrow County Commissioners from TA Surprise Properties, LLC, property owner; and

WHEREAS, the legal descriptions read as follows (2 parcels):

Parcel 1:

Being a part of Lot 33, Quarter 2; and partially in the Village of Fulton; Township 7 North; Range 16 West; Lincoln Township; Morrow County; State of Ohio; and more particularly described as follows: Commencing at an iron pipe found at the S.E. corner of Inlot 42 in the Village of Fulton; Thence South 88 degrees, 50 minutes, 00 seconds East; with the North line of Main Street, a distance of 92.07 feet to an iron pipe found;
Thence South 10 degrees, 39 minutes, 00 seconds East; a distance of 33.71 feet to a point in the centerline of Main Street and the true place of beginning;
Thence North 10 degrees, 39 minutes, 00 seconds West; crossing an iron pipe found at 33.71 feet, a total distance of 1490.43 feet to an iron pipe found;
Thence North 79 degrees, 21 minutes, 00 seconds East; a distance of 20.00 feet to an iron pin set;
Thence South 10 degrees, 39 minutes, 00 seconds East; crossing an iron pin set at 1460.90 feet, a total distance of 1494.61 feet to a point in the centerline of main street;
Thence North 88 degrees, 50 minutes, 00 seconds West; with said centerline, a distance of 20.43 feet to the place of beginning.
Containing **0.685 acres of land**, more or less (**0.15 acres, more or less, in the Village of Fulton**) and subject to all legal highways, right-of-ways, easements, restrictions, and agreements of record.
All set iron pins are solid, 5/8 inch, and bear a plastic cap stamped “Garverick L.S. 6816”.
Basis of Bearings: Engineer’s Plat Book 13, Page 414.
The above description is based upon a survey by Jan K. Garverick, L.S. 6816; dated May 1991.

Parcel 2:

Situated in part of the Incorporated Village of Fulton, and in part of Lot 33, Quarter 2, Township 7 North, Range 16 West, Lincoln Township, Morrow County, Ohio, and being more particularly bounded and described as follows:
Commencing at a point in the intersection of the centerline of Main Street (66 feet wide), with the centerline of the main track of the Penn Central Railroad (formerly T. & O.C. Railway);
Thence North 88° 50’ West 20.43 feet along the said centerline of Main Street to the true point of beginning of the tract of land herein described;
Thence North 88° 50’ West 92.07 feet along the centerline to a point in the westerly right of way line of the Penn Central Railroad;
Thence North 10° 39’ West 1471.58 feet along the said right of way line to ¾” nominal steel pipe set in a corner of the said right of way, passing a ¾” nominal steel pipe set in the north right of way of Main Street at 33.71 feet, and also passing the northerly Corporation Line of the Village of Fulton at 364.73 feet;
Thence North 79° 21’ East 90.12 feet to a ¾” nominal steel pipe set at a point 20.00 feet westerly from and at right angles with the aforesaid main track centerline;
Thence south 10° 39’ East 1490.43 feet to the true point of beginning, passing the northerly Corporation Line at 1125.70 feet, and passing also a ¾” nominal steel pipe set at 1456.72 feet, and containing **3.064 acres of land**, more or less, of which **2.309 acres lies in Lot 33**, Lincoln Township, and of which **0.755 acres lies within the Incorporated Village of Fulton**, subject however to all legal highways, easements, or restrictions, if any, of record.
Basis of Bearings for this description, Plat volume 10, Page 156, County Engineer’s Office.
Right of way map, T. & O.C. Railway, Page V6/49, County Engineer’s Office.

Last Deed of Record: Vol 35, Page 342.
Engineer’s Plat Book: Vol. 13, Page 414
Keith R. Coffield, Registered Surveyor No. 5785, Ohio April 24, 1980

Parcel No.: J24-501-00-275-01; J24-501-00-275-02; J27-503-00-015-0 and J27-503-00-030-00
Prior instrument reference: Deed Book 946, Page 794, Recorder’s Office, Morrow County, Ohio

WHEREAS, the petition meets the requirement of ORC 709.02, and includes the annexation agreement signed by the Mayor and Village Council of Fulton and the Lincoln Township Trustees;

THEREFORE, Mr. Davis made a motion to approve the aforementioned annexation of 2.844 acres, to the Village of Fulton, requested by property owner TA Surprise Properties, LLC, Timothy A. Surprise.

IT IS THEREFORE ORDERED that the final transcript of the Board relating thereto together with accompany map and petition and all other papers pertaining thereto be delivered forthwith to the Clerk of the Village of Fulton, situated in the County of Morrow, and State of Ohio.

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF
APPROVAL FOR CHAIRMAN TO SIGN DELAWARE, KNOX, MARION, MORROW
SOLID WASTE DISTRICT REPORT FOR 2019: 20-R-085**

Mr. Davis made a motion to approve Chairman Burgess W. Castle signing the DKMM Solid Waste District report for 2019 as submitted by Lindsey Grimm, Recycling and Litter Prevention.

**Exhibit #2
Report Cover Page**

REPORT DUE: January 31, 2020
COUNTY: MORROW DATE OF REPORT: 1-29-2020
REVENUE

1.	Unexpended balance on 1-1-2019	\$18,655.64
2.	Total DKMM Funds received year to date	\$74,199.00
3.	Miscellaneous Reimbursements 2019	\$ 454.50
4.	Total DKMM Funds Available	\$93,309.14

EXPENDITURES

Salaries	\$42,880.03
Fringe Benefits	\$19,003.20
Contracts	\$ 847.50
Equipment	\$ 2,557.64
Supplies	\$10,531.12
Advertising (general)	\$ 8,793.92
Event Advertising (minimum \$1,000)	\$ 1,618.99
Awards	\$ 1,350.52
Travel	\$ 240.47
Other	\$ 3,767.10
Total DKMM Funds Available	\$93,309.14
Total All Expenditures 2019	\$91,590.49
Total of Purchase Orders Carried into 2020	\$ 950.60
*Unencumbered Fund Balance	\$ 768.05

*If the unencumbered fund balance is more than 10% of the total contract amount, the difference must be paid to DKMM as outlined in the agreement.

I hereby certify that all expenditures listed, as funded by the Delaware, Knox, Marion, Morrow Solid Waste District, were expended in accordance with the guidelines of this Agreement.

s/Lindsey Grimm 1-29-2020

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "absent" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF
APPROVAL FOR MORROW COUNTY RECYCLING/KEEP MORROW COUNTY
BEAUTIFUL DEPARTMENT STAFF TO ATTEND SEMINAR/TRAINING/CONFERENCE:
20-R-086**

WHEREAS, Director Lindsey Grimm would like to attend the following:

Conference: EECO Winter Conference, Creative Ways to Teach STEAM

Date: February 1, 2020

Location: Camp Nuhop

*Camp Nuhop

1077 Hanover Twp. Rd. 2916

Perrysville, OH 44864 (near Mohican State Park)

Total expenses for all individuals attending the conference - \$85.00 to be paid from Recycling Funds and Director Grimm will be utilizing the Recycling Van to cover transportation costs;

THEREFORE, Mr. Davis made a motion to approve Director Lindsey Grimm attending the EECO Winter Conference on February 1, 2020 with expenses being paid from Recycling Funds.

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "absent" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF
APPROVAL TO RECESS SESSION: 20-R-087**

Mr. Castle made a motion to recess session at 9:40 a.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "absent" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 20-R-088**

Mr. Castle made a motion to return to regular session at 9:59 a.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "absent" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF
APPROVAL TO ENTER INTO EXECUTIVE SESSION: 20-R-089**

Mr. Castle made a motion to enter into executive session with Sundie Brown, Director of Job and Family Services to discuss discipline personnel issues at 10:00 a.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., "absent" ...,Mr. Davis..., "yea" .., Mr. Castle.., "yea"

**IN THE MATTER OF
APPROVAL TO RETURN TO REGULAR SESSION: 20-R-090**

Mr. Castle made a motion to return to regular session at 10:24 a.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle., “yea”

**IN THE MATTER OF
APPROVAL OF AGREEMENT FOR SERVICES TO YOUTH, THE VILLAGE NETWORK
AND FOR CHAIRMAN TO SIGN: 20-R-091**

Mr. Davis made a motion to approve the following agreement and for Chairman Burgess W. Castle to sign:

**THE VILLAGE NETWORK
Agreement for Services to Youth**

The Village Network, 2803 Akron Road, Wooster, OH 44691 and Morrow County Juvenile Court, 48 East High Street, Mt. Gilead, Ohio 43338 (hereinafter referred to as “Morrow County”) do hereby enter into this Memorandum of Understanding in order to provide a sex offender treatment program for juvenile offenders.

Therefore, Morrow County and The Village Network in consideration of the mutual benefits accruing to them and the juvenile, do hereby covenant and agree as follows:

1. The Village Network shall receive juveniles from Morrow County for the residential therapeutic treatment program. During his/her placement client will participate in treatment programs and receive sex offender, addiction, and/or mental health treatment as identified in client’s clinical assessment and treatment plan.
2. For any juvenile placed at The Village Network, Morrow County agrees to pay two-hundred and eighty-seven dollars and 0/100 (\$287.00) per day. Morrow County shall pay for juveniles who receive treatment at The Village Network upon presentation of billing invoice for such month.
3. Morrow County agrees to provide on admission of a child to The Village Network a copy of the order under which the child is placed. The court order shall include the name of the school district responsible for the child’s education. In addition, Morrow County will provide a brief medical history, a copy of Insurance/Medicaid card and any medications and prescriptions for refills.
4. The consideration provided under this agreement shall be in payment for per diem services rendered by The Village Network for receiving, maintaining, all therapeutic treatment, and safely keeping such juveniles. However, should it become necessary in the judgement of The Village Network staff, mental health professionals, and/or medical staff to be hospitalized or to receive off-site medical and/or mental health treatment and/or services by reason of illness or injury (including injury that is self-inflicted by such juvenile, the cost of hospitalization or medical/mental health treatment/services, shall be forwarded to Morrow County at the end of the month along with invoices for any bed space used.
5. Should it become necessary to remove a juvenile form the program, Morrow County will be informed in a reasonable time and given ample days to find an alternative placement.
6. All charges under this agreement shall be fully paid within thirty (30) days receipt of the invoice for all services rendered during the immediate preceding month.
7. This agreement shall not be modified or changed unless it is done so in writing and by agreement of all parties hereto.
8. Morrow County agrees that during the time covered by this agreement, it shall and will abide and be governed by any and all rules and regulations, which are now or at any time in the future, may be in force at The Village Network.
9. This agreement shall become effective on January 1, 2020 and shall run through December 31, 2020.

Whereupon, the parties have signed this document on the dates indicated below, signatures indicate agreement to all Terms and Conditions listed herein.

s/Burgess W. Castle, Authorized Morrow County Representative

1-29-2020

Mr. Castle duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF

APPROVAL TO RESCIND ADJOURNMENT: 20-R-092

Mr. Davis made a motion at 10:40 a.m.

Mr. Castle duly seconded

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF

APPROVAL OF 2ND BILL FILING: 20-R-093

Mr. Castle made a motion to approve bills numbered 1-55 for a 2nd bill filing.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF

APPROVAL OF GREEN SAVOREE MID OHIO LLC SECURITY

AGREEMENT FOR 2020: 20-R-094

Mr. Castle made a motion to approve the Green Savoree Mid-Ohio LLC Security Agreement for fiscal year 2020.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF

APPROVAL TO RECESS SESSION: 20-R-095

Mr. Castle made a motion to recess session at 10:40 a.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

IN THE MATTER OF

APPROVAL TO RETURN TO REGULAR SESSION: 20-R-096

Mr. Castle made a motion to return to regular session at 12:30 p.m.

Mr. Davis duly seconded this motion.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

There being no further matters to bring before the board, a motion to adjourn was made by Mr. Davis and duly seconded by Mr. Castle.

Roll Call Vote: ...,Mr. Whiston..., “absent” ...,Mr. Davis..., “yea” .., Mr. Castle.., “yea”

We hereby certify the foregoing to be true and correct.

CHAIRMAN	
CLERK	

ASSISTANT CLERK

MORROW COUNTY COMMISSIONERS